



15915 U.S. PTO

REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR
FILING A PATENT APPLICATION UNDER 37 C.F.R. 1.53(b)
Submit an original and a duplicate for fee processing

THIS APPLICATION:		PRIOR APPLICATION:		TOTAL NO.
DOCKET NUMBER	FILING DATE	EXAMINER	ART UNIT	OF PAGES
P64234US4	February 11, 2004	F. Krass	1614	74

Address to:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



This is a request for filing a [] continuation or [X] divisional application under 37 C.F.R. 1.53(b) of prior application Serial No. 10/191,430 filed on July 10, 2002, entitled HIGHLY PURIFIED EPA AND OTHER EPA DERIVATIVES FOR PSYCHIATRIC AND NEUROLOGICAL DISORDERS by the following inventor(s).

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	PEET	Malcolm	
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Residence & Citizenship	Sheffield	England	Great Britain
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	Family Name	First Given Name	Second Given Name
Full Name of Inventor	VADDADI	Krishna	S.
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Melbourne	Victoria	Australia
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	53 Websters Road,	Temples Stowe,	Melbourne, Victoria, Australia 3106

[] additional sheet(s) with inventors information attached

1. ☒ A Second Preliminary Amendment is enclosed.
2. ☒ Cancel claim(s) 1-27 for purposes of lessening filing fees.

The filing fee is calculated on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

CLAIMS

Basic Fee			\$385.00	\$770
Total Claims	37	- 20 =	17 x 9 = \$153.00	x 18 = \$
Ind. Claims	1	- 3 =	x 43 = \$	x 86 = \$
[] Multiple Dependent Claims			+145 = \$	+ 290 = \$
			Total \$538.00	Total \$

3. ☒ The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.
4. ☐ This application is filed under Rule 53(f) and therefore the ☐ Filing Fee ☐ Declaration is not enclosed. All authorization to charge Deposit Account No. 06-1358 for 37 C.F.R. 1.16 fees previously made is revoked.
5. ☒ A Credit Card Payment Form (PTO-2038) authorizing payment in the amount of \$538.00 is enclosed.
6. ☒ Amend the specification by inserting before the first line the sentence:

This is a Divisional of application Serial No. 10/191,430 filed July 10, 2002, which is a Continuation of application Serial No. 10/014,603 filed December 14, 2001

☒ which in turn is

a Divisional of Serial No. 09/492,741 filed January 27, 2000 and issued as U.S. Patent No. 6,384,077 on May 7, 2002.
7. ☒ A verified statement claiming small entity status under 37 CFR 1.9 and 1.27:
 - a) ☒ was claimed by way of a declaration filed in prior application Serial No. 09/492,741, filed January 27, 2000, now issued U.S. Patent No. 6,384,077 (copy attached).

- b) ☐ is claimed by way of the attached declaration.
8. ☒ Priority of application Serial No. 9901809.5, filed on January 27, 1999 in Great Britain is claimed under 35 U.S.C. 119.
- a) ☒ Certified copy is on file in prior application, Serial No. 09/492,741, filed January 27, 2000, now issued U.S. Patent No. 6,384,077.
- b) ☐ Certified copy filed herewith.
9. ☒ The prior application is assigned of record to Laxdale Limited.
10. ☒ The Power of Attorney in the prior application is to at least one of the following:
- John Clarke Holman, 22,769; Harvey B. Jacobson, Jr., 20,851; Marvin R. Stern, 20,640; Allen S. Melser, 27,215; Michael R. Slobasky, 26,421; Jonathan L. Scherer, 29,851; Irwin M. Aisenberg, 19,007; William E. Player, 31,409; Yoon S. Ham, 45,307; and Nathaniel A. Humphries, 22,772.
- a) ☒ The power appears in the original papers of the prior application.
- b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
11. ☒ Petition to extend the life of the above prior application to at least the date hereof
- (One box) ☐ is being concurrently filed in
NOTE: (must be) that prior application.
(X'd) ☐ was previously filed in that application.
☒ is not necessary.
- If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.
12. ☒ Formal drawings are enclosed.
13. ☒ Enclosed is a copy of the Information Disclosure Statement (IDS) and PTO 1449 which was filed in Serial No. 09/492,741, filed January 27, 2000 and in Serial No. 10/014,603, filed December 14, 2001, which is relied on for an earlier filing date under 35 U.S.C. 120.
- a) ☒ More than one IDS was filed in the above Serial No. 09/492,741 and copies of each IDS, less the documents, are enclosed.

14. ☐ Enclosed is a copy of the PTO 892 which issued in Serial No. __, filed __ which is relied on for an earlier filing date under 35 U.S.C. 120.

a) ☐ More than one PTO 892 issued in the above Serial No. _____ and copies of each PTO 892, less the documents, are enclosed.

15. ☐ Also enclosed is:

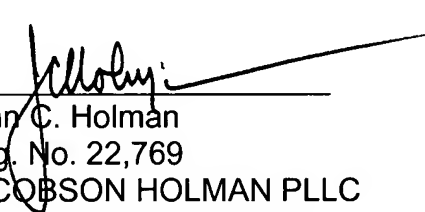
Address all future correspondence to:

Customer No. 00136
or
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400 Seventh Street, N.W.
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Enclosed is a copy of the prior application including the Declaration as originally filed, application, namely Serial No. 10/191,430, filed on July 10, 2002. The entire disclosure of the prior application is hereby incorporated by reference.

Respectfully submitted,

By


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Signed this 12th day of
February, 2004

☒ Attorney or Agent of record

☐ Filed under 37 CFR 1.34(a)